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Attorney Docket No. A-1-9

Application No.: 10/621,839

CERTIFICATION OF FACSIMILE TRANSMISSION

In connection with U.S. Patent Application of **Philip Eggers et al**, Application No. **10/621,839** filed **July 16, 2003**, I hereby certify that the following **RESPONSE TO NON-COMPLIANT AMENDMENT** is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

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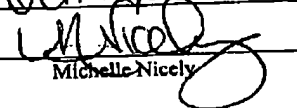
PATENT

Attorney Docket No.: A-1-9

On

Oct. 15, 2004

By


Michelle Nicely

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PHILIP E. EGGERS et al.

Application No.: 10/621,839

Filed: July 16, 2003

For: METHODS FOR ELECTROSURGICAL
TISSUE TREATMENT BETWEEN SPACED
APART ELECTRODES (AS AMENDED)

Examiner: Lee Cohen

Art Unit: 3739

**RESPONSE TO NON-
COMPLIANT AMENDMENT**Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non Compliant Amendment mailed October 7, 2004,
for which a response is due November 7, 2004. Accordingly, this response is timely filed.